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December 10, 2002

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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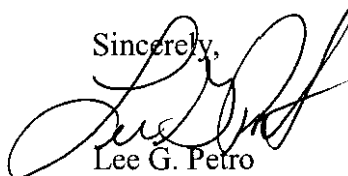
Re: Petition for Rulemaking
Amendment of DTV Table of Allotments - 47 U.S.C. §73.622(b)
Compass Communications of Idaho, Inc. - FRN: 0003-7683-97

Dear Sir/Madam:

Transmitted herewith is an original and four copies of a Petition for Rulemaking to allot DTV Channel 38 at Pocatello, Idaho, tiled on behalf of Compass Communications of Idaho, Inc.

Should any questions arise concerning this application, please communicate with this office.

Sincerely,



Lee G. Petro

Enclosures

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02-298

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of: }
 }
Amendment of Section 73.622(b) }
DTV Table of Allotments }
TV Broadcast Stations }
(Pocatello, Idaho) }

**TO: Chief, Policy and Rules Division
Media Bureau**

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**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

PETITION FOR RULEMAKING

Compass Communications of Idaho, Inc. ("Compass"), by and through its counsel, hereby submits a "Petition for Rulemaking" to amend the DTV Table of Allotments, 47 C.F.R. § 73.622(b) (2001), to allot DTV Channel 38 at Pocatello, Idaho. Compass is the licensee of Station KFXP(TV), Pocatello, Idaho, and did not receive a reserved DTV channel when the DTV Table of Allotments was adopted. As discussed in more detail below, DTV Channel 38 can be allotted at Pocatello, Idaho in compliance with the Commission's rules.

DISCUSSION

Compass, as the successor in interest to Channel 31, Inc., obtained the construction permit for Channel 31 at Pocatello pursuant to a private settlement agreement among Winstar Broadcasting Corporation and Redwood Broadcasting, Inc., and was licensed to operate on Channel 31 in 2000. However, because the applications for Channel 31 were pending at the time of

the adoption of the DTV Table of Allotments, a separate DTV channel was not reserved. As such, in order for Compass to construct its digital facility, it must either elect to operate on Channel 31, or file a petition for rulemaking and seek the allotment of a new DTV channel at Pocatello.

Compass proposes to amend Section 73.622(b) of the Commission's rules as follows:

<u>City</u>	<u>Present</u>	<u>Proposed</u>
Pocatello, Idaho	*17, 23	*17, 23, 38

Attached as Exhibit One is an Engineering Statement from Donald L. Markley, P.E., demonstrating that the proposed facilities on DTV Channel 38 at Pocatello will comply with Sections 73.622, 73.623(d) and 73.625(a) of the Commission's rules, and will not cause any prohibited interference.

Should the petition for rulemaking be granted, and DTV Channel 38 be allocated at Pocatello, Idaho, then Compass will apply for, and if granted the construction permit authorization, construct the facility as authorized.


CONCLUSION

WHEREFORE, in light of the foregoing, Compass Communications of Idaho, Inc. respectfully requests that the Commission grant the petition for rulemaking and allot Channel 38 in the DTV Table of Allotments at Pocatello, Idaho.

The allotment would bring the second local commercial digital television service to the community, and would best serve the public interest.

Respectfully submitted,

COMPASS COMMUNICATIONS OF IDAHO, INC.

By: 
Howard M. Weiss
Lee G. Petro

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Its Attorneys

December 10, 2002

ENGINEERING STATEMENT IN SUPPORT OF PETITION FOR RULEMAKING

The following engineering statement and attached exhibits have been prepared for Compass Communications of Idaho, Inc., licensee of commercial television station KFXP, and are in support of its Petition for Rulemaking to modify Section 73.622(b), DTV Table of Allotments, of the Commission's Rules and Regulations.

The petitioner **seeks** to modify Section 73.622(b) as follows:

City	Existing	Proposed
Pocatello, Idaho	*17, 23	*17, 23, 38

The above identified station was a pending application at the time that the DTV Table of Allotments became part of the **Rules** and Regulations. Therefore, no DTV channel was allocated to pair with KFXP. The Petitioner now **seeks** to add DTV facilities by requesting an allotment.

The allotment requested seeks a power of 200 KW with an omnidirectional antenna and with a center of radiation at 447 m HAAT. That would be the same height as the existing analog facility. The coordinates requested **for the** DTV allocation are 42° 55' 15" N. Latitude and 112° 20' 44" W. Longitude which would be at **the** analog site.

Channel 38 can be allocated fully in accordance with the Commission's spacing criteria for DTV stations. In addition, a study was made of interference to other analog

and digital facilities using the Longley-Rice Propagation Model as required by the Commission for DTV facility modifications. A copy of that study is attached. It demonstrates the only interference to any other station would affect 10 people in 4 households within the service area of KSL-DT as allocated to Salt Lake City. Some television translators would be impacted but none of those are Class A stations.

If the Petition for Rulemaking is granted by the Commission, the Petitioner will promptly prepare an application for construction permit to utilize the new allocation.

The preceding engineering statement and attached exhibits have been prepared by me or under my direction and are **true** and correct to the best of my knowledge and belief.

/s/ Donald L. Markley
Donald L. Markley, P.E.

KFXP-DT
DTV FREQUENCY SEARCH

REFERENCE		DISPLAY DATES
42 55 15 N	ZONE = 2C DTV	DATA 11-29-0
112 20 44 W		SEARCH 11-29-0
.....	Channel 38-, 614 MHz

Call	Channel	Location	Dist	Azi	FCC	Margin
N. Lat.	W. Lng.	Power	HAAT			
NEW AP 38- Blackfoot	ID 30.09 0.3	> 213.57	-183.48			
43 11 30 112 20 38 XN	150.000 kW 70 M					
National Minority Tv, Inc. BNPTTL20000829ARF						
NEW AP 38Z Idaho Falls	ID 61.32 17.5	> 203.86	-142.54			
43 26 48 112 07 00 DXN	18.500 kW 78 M					
Three Angels Broadcasting BNPTTL20000831BTZ						
NEW AP 38+ Idaho Falls	ID 68.37 21.3	> 201.58	-133.21			
43 29 36 112 02 14 DXN	10.000 kW 76 M					
Telecom Wireless, Llc. BNPTTL20000830BEH						
K38ET LI 38N Preston	ID 100.07 152.0	> 207.39	-107.32			
42 07 30 111 46 30 XN	1.010 kW 488 M					
Franklin County Tv Distric BLTT19951027IC						
NEW AP 38- Rexburg	ID 108.00 25.1	> 205.04	-97.04			
43 47 58 111 46 32 XN	10.000 kW 120 M					
Trinity Broadcasting Netwo BNPTT20000830AZH						
NEW AP 41- Pocatello	ID 0.00 0.0	> 064.32	-64.32			
42 55 15 112 20 44 XN	150.000 kW 642 M					
Oregon Trail Broadcasting BNPTTL20000829ALX						
NEW AP 45+ Pocatello	ID 0.00 0.0	> 053.01	-53.01			
42 55 15 112 20 44 XN	50.000 kW 642 M					
Oregon Trail Broadcasting BNPTTL20000829ALY						
K38AL LI 38+ Laketown, Etc.	UT 145.45 142.2	> 197.63	-52.18			
41 52 57 111 16 09 XN	1.280 kW 96 M					
Rich County BLTT19980706JB						
KTFT-L LI 38Z Twin Falls	ID 170.82 263.6	> 211.56	-40.74			
42 43 48 114 25 06 DXN	8.150 kW 250 M					
King Broadcasting Company BLTTL19860702IC						
K55BS CP 38N Randolph & Woodr	UT 175.73 144.7	> 207.63	-31.90			
41 37 31 111 07 23 DXN	1.200 kW 458 M					
University Of Utah BPTT20000731ADK						
NEW AP 41+ Pocatello	ID 16.86 222.6	> 041.85	-24.99			
42 48 33 112 29 07 DXN	4.000 kW 821 M					
Trinity Broadcasting Netwo BNPTT20000830AZF						

Call N. Lat.	Channel W. Lng.	Location	Dist Power	Azi	HAAT	FCC	Margin
K24EV 42 51 58	LI 24N 112 30 48	Pocatello DXN Pocatello Media Group, G.p	ID 14.99 10.200 kW BLTTTL20010202AAI	246.1	457 M	> 038.84	-23.85
NEW 42 48 30	AP 302 112 29 12	Twin Falls DXN Amanda Orrick	ID 17.00 3.000 kW BNPTTL20000807ABX	222.6	759 M	> 032.13	-15.13
AP171 42 52 26	AP 412 112 30 48	Pocatello DXN State Board Of Education.	ID 14.66 0.004 kW BNPTT20000808ABO	249.2	442 M	> 013.05	1.61
NEW 42 37 59	AP 30- 111 41 30	Soda Springs XN Oregon Trail Broadcasting	ID 62.33 150.000 kW BNPTTL20000829AMB	120.7	583 M	> 056.09	6.24
K38BZ 41 21 01	LI 382 110 54 24	Bigelow Beach Ar DXN Daggett County	WY 211.15 0.320 kW BLTT19880719IB	145.3	483 M	> 201.90	9.25
NEW 42 37 48	AP 39N 111 41 00	Soda Springs XN Caribou County Tv Associa	ID 63.10 1.135 kW BNPTT20000801ACE	120.7	528 M	> 045.33	17.77
KFXP 42 55 15	CPM 31- 112 20 44	Pocatello DVY Compass Communication Of I	ID 0.00 2140.000 kW BMPCT19980831KF	0.0	447 M	< 24.1 > 96.6	24.10
KFXP 42 55 15	LI 31- 112 20 44	Pocatello DVY Compass Communication Of I	ID 0.00 2140.000 kW BLCT19990713KK	0.0	447 M	< 24.1 > 96.6	24.10
KSLTV 40 39 35	ALD 38 112 12 05	SALT LAKE CITY D	UT 251.42 530.400 kW BLCT2616	177.2	1152 M	> 223.70	27.72
KSL-DT 40 39 35	AP 38 112 12 02	Salt Lake City TY Bonneville Holding Company	UT 251.42 295.000 kW BXPCDT20021003ABU	177.2	1128 M	> 223.70	27.72
KSL-DT 40 39 33	CP 38 112 12 07	Salt Lake City DTY Bonneville Holding Company	UT 251.48 546.000 kW BPCDT20000427ABV	177.2	1267 M	> 223.70	27.78
NEW 40 58 40	AP 38N 111 26 08	Henefer & Echo DXN Summit County	UT 228.63 0.260 kW BNPTT20000828BIR	160.5	190 M	> 197.10	31.53
K42CY 42 37 48	CP 41N 111 41 00	Soda Springs, Et XN Caribou County Tv Associat	ID 63.10 1.190 kW BPTT20000703ADY	120.7	508 M	> 030.16	32.94

Call	Channel	Location	Dist	Azi	FCC	Margin
N. Lat.	W. Lng.		Power	HAAT		
NEW 42 37 48	AP 35N Soda Springs Etc 111 41 00	XN Caribou County Tv Associat	ID 63.10 1.135 kW BNPTT20000801ACI	120.7 528 M	> 027.60	35.50
K42CY 42 37 48	LI 42N Soda Springs, Et 111 41 00	XN Caribou County Tv Associat	ID 63.10 1.190 kW BLTT19911206IE	120.7 509 M	> 027.52	35.58
K46BW 42 37 48	CP 45N Soda Springs, Et 111 41 00	XN Caribou County Tv Associat	ID 63.10 1.190 kW BPTT20000703AEA	120.7 508 M	> 026.95	36.15
K46BW 42 37 48	LI 46N Soda Springs 111 41 00	XN Caribou County Tv Associat	ID 63.10 0.760 kW BLTT19890602IB	120.7 506 M	> 026.44	36.66
NEW 43 31 00	AP 392 Idaho Falls 112 00 40	DXN Marcia T. Turner Tr/as Tur	ID 71.56 0.700 kW BNPTTL20000831BSH	22.1 114 M	> 033.71	37.85
NEW 43 26 48	AP 422 Idaho Falls 112 07 00	DXN Three Angels Broadcasting	SD 61.32 18.500 kW BNPTTL20000831BSV	17.5 78 M	> 022.75	38.57
K68FM 43 45 53	CPM 39+ Rexburg/Idaho Fa 111 57 50	DXN Scott E. Poulsen	ID 98.73 17.000 kW BMPTTL20001205ABO	18.1 208 M	> 050.12	48.61
NEW 42 04 50	AP 462 Malad City 112 12 29	XN Oregon Trail Broadcasting	ID 94.02 25.000 kW BNPTTL20000829ALV	173.1 230 M	> 036.94	57.08
K36AD 42 07 30	CP 392 Preston 111 46 30	DXN Franklin County Tv Distric	ID 100.07 0.765 kW BPTT20000712ABN	152.0 486 M	> 042.56	57.51
NEW 43 37 17	AP 392 Arco 113 17 25	XN Oregon Trail Broadcasting	ID 109.27 49.000 kW BNPTTL20000829AMC	315.8 79 M	> 045.48	63.79
NEW 42 43 33	AP 41- Afton 110 55 50	XN Sunbelt Communications Co.	WY 117.72 150.000 kW BNPTTL20000829ALF	100.2 310 M	> 052.97	64.75
NEW 42 43 33	AP 45- Afton 110 55 50	XN Sunbelt Communications Com	WY 117.72 150.000 kW BNPTTL20000829AJQ	100.2 310 M	> 049.75	67.97
K63BX 42 26 02	AP 39+ Burley, Etc. 113 37 23	DXN Falls Broadcasting Company	ID 117.86 3.900 kW BPTT20020718AAG	243.0 324 M	> 046.94	70.92

Interference from proposed KFXP-DT Allocation
to other stations, permits and applications

D. L. Markley & Associates Population Report

KFXP.C (38) Pocatello, ID
TV Outgoing Interference Study
Signal Resolution: 1.5 km
Consider NTSC Taboo: Yes
KWX error points are considered to
be interference free coverage.
of radials computed for contours: 72
Contours calculated using 8 radial HAAT.
LR Profile Spacing Increment: 0.1 km
Masked interference points are being counted
as interference free.

Study Date: 11/29/2002

TV Database Date: 11-29-02

Population Database: 1990 US Census

Stations which receive interference:

Call Letters	H Units	Population	Area (sq. km)
KSL-DT.C	4	12	84.66
KSL-DT.A	10	0	99.26

Totals for KFXP.C

Total population to which interference is caused: 12

Total number of housing units to which interference is caused: 14

	Housing Units	Population
Utah		
Box Elder County		
KSL-DT.C	4	12
Cache County		
KSL-DT.A	10	0

